

NAME: **NOISE CONTROL HEARING BOARD**

LEGAL AUTHORITY: County Administrative Code, Article XXXV, Sections 670 and 671; Section 233.4 of the County Administrative Code; Section 36.401 et seq. of the San Diego County Code of Regulatory Ordinances and Amendments thereto.
(Amended by Ordinances 8975 and 8976, adopted on 11/10/98 (36))

MEMBERS

APPOINTED BY: Board of Supervisors

**MEMBERSHIP
COMPOSITION:**

The Hearing Board shall consist of eight (8) members:

- One shall be qualified by training and experience in the field of acoustical engineering
- One shall be qualified by training and experience in sciences relating to acoustics.
- One shall be a qualified audiologist.
- Five general members of the public.

The Board of Supervisors shall appoint each of the eight (8) members of the Hearing Board of which three (3) members shall have special training and experience. Each member of the Board of Supervisors shall nominate one person to be considered for appointment as a member of the Hearing Board coming from the general public. Nominations of the three (3) members of the Hearing Board who are required to have special training and experience as specified above shall be made by the Director of the Department of Planning and Land Use and transmitted to the Board of Supervisors to be considered for appointment.

TERMS:

Members of the Hearing Board having special qualifications as specified above and nominated by the Director of the Department of Planning and Land Use shall be appointed by two-year terms.

Each general member of the Hearing Board nominated by a member of the Board of Supervisors shall service a term which shall run concurrently with the term of the member of the Board of Supervisors who nominated that Hearing Board member. The term shall expire on the date of expiration of the term of the nominating member of the Board of Supervisors, or at such time as he or she ceases to hold office, whichever first occurs. The reelection of a

member of the Board of Supervisors for a succeeding term shall not automatically extend the term of any such member of the Hearing Board.

DUTIES:

The Hearing Board shall hear and determine appeals from the ruling, decisions and determinations of the Noise Control Officer, granting or denying applications for noise variances and/or permits. The Hearing Board shall also advise and assist the Noise Control Officer in the performance of his duties and responsibilities. When a violation of Chapter 4, Division 6 of Title 3 (commencing with Section 36.401) of the San Diego County Code is declared to be a public nuisance and sought to be abated in accordance with the Uniform Public Nuisance Abatement Procedure contained in Chapter 2, Division 6 of Title 1 of the San Diego County Code, the Hearing Board shall act as the County Abatement Board.

In addition to the duties specified above, the Noise Control Hearing Board, with assistance from the Noise Control Officer and the Airports Section of the Department of Public Works shall:

- Investigate to determine if airport noise problems exist.
- Validate monitoring data supplied by any airport proprietor required to perform noise monitoring.
- Enforce applicable State airport noise regulations in all respects.
- Submit quarterly reports to the Department of Aeronautics in accordance with the requirements of Section 5050(e) of Title 21 of California Administrative Code.
- Receive noise monitoring plans from airport proprietors and such other data as the Board may require of such proprietors pursuant to Section 5060(a) of Title 21 of the California Administrative Code.

**MEETING DATE
AND LOCATION:**

Quarterly Meeting,
Third Mondays in months of Jan, April, July, Oct
2:00 p.m.
Conference Room, 3rd Floor
9235 Hazard Way
San Diego, CA 92123

COMPENSATION:

Members of the Hearing Board shall be compensated as provided by Ordinance.

FILINGS NECESSARY: Oath Cards (2)
Form 700, Conflict of Interest
Incompatible Activities Statement

CONTACT PERSON: **John Bennett**
Department of Planning & Land Use
Office of Noise Control
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858-694-2177

REVISED: March 18, 2003